

BOARD OF SELECTMEN AND SEWER COMMISSIONERS' MEETING

**November 2, 2009
Acton Town Hall
Francis Faulkner Hearing Room
7:00 P.M.**

SPECIAL EXECUTIVE SESSION AT 6:00 P.M. TO 7:00 P.M. Room 126

Present: Paulina Knibbe, Peter Berry, Lauren Rosenzweig, Terra Friedrichs. and Mike Gowing, Town Manager Ledoux, Recording Secretary; Christine Joyce. The meeting was not televised until the Board entered Regular Session.

LAUREN ROSENZWEIG – Moved to open the Public Meeting and to go into Executive Session for the purpose of discussing contract negotiations. Roll Call was taken, All Ayes and to adjourn to go into Regular Session at 7:00 in room 204

CITIZENS' CONCERNS

Mary Donald speaking for the Salvation Army Acton Division. She noted that they need more volunteers. She asked the Board to support the need.

CHAIRPERSON'S UPDATE

Paulina noted that we have been working to get two rail trails in town and the Bruce Freeman Rail Trail was granted additional funding.

OPERATIONAL MINUTE

Steve noted that Thursday the Governor announced his 9C cuts and noted it did contain cuts in important areas such as in regional transportation aid; 7 Million in circuit breaker funds was cut and reduced reimbursement for the Quinn Bill.

Steve spoke about our nursing service and the H1N1 inoculations. We have been receiving 100 doses a week. A clinic was held to give the vaccine to Pre-school children. Fire and public safety still has not received the inoculations for H1N1.

PUBLIC HEARINGS & APPOINTMENTS

SOUTH ACTON COMMUTER TRAIN STATION OVERSIGHT MEETING

Peter introduced the committee members. Dore' Hunter, Michaela Moran, Sean Hanley, Jim Yarin (TAC) Rep, David Martin, Nick Zavolas the committee also has Pat Clifford from the Finance and Gretta Ekhardt. Peter said not much has taken

place over the last year. He noted the original design with the ramps and explained why that design was not well received by the community. He outlined the revised plan that was voted at Town Meeting, but explained that they have not yet been able to get a meeting with the pertinent MBTA officials. The dual platform concept with a bridge and elevators is the way to go, but we don't know the cost. The elevator concept eliminates the need for a bridge adjacent to the Main Street bridge for the Assabet River Rail Trail. Having one bridge for commuters and cyclists will save a lot of money.

Dore' noted that the meeting of the Fitchburg line group and the consensus is the money is here.

Jim Yarin stated that all the parking spaces at the South Fire were taken at 7:45. He wanted to have a resolution, maybe a shuttle might help.

Terra spoke about waiting for a really long time to have folks meet with us. Perhaps we could start meeting with the Feds.

Franny Osman spoke about ease of use of a shuttle and the shuttling people from other communities.

Bob Condon thanked the team and suggested going to the customers to see what they want

ASSESSORS ANNUAL OVERSIGHT MEETING

David Brown, Chair of the Board of Assessor spoke about the operation of the Assessors Office. Their mission statement was discussed. They try to be fair, equitable and accurate. He further noted that they are a non political group. David gave a slide show about their operation.

Peter asked about reassessments and the prices of houses, and the frequency of major reassessments. They are conducted every 2-3 years.

Overlay account has \$250,000 that we have to put aside as money for the telecom company's payments.

Terra asked about number of residential properties. Terra asked about Overlay being in the ALG Budget. Steve noted it is a set aside and is not available for any other use.

Charlie Kadlec asked for information to be put on the Web.

COMMUNITY PRESERVATION COMMITTEE ANNUAL OVERSIGHT MEETING

Jon Benson discussed how great it was to serve on the committee. He outlined the projects that have been completed. He noted Senate Bill 190; the bill is still in committee. The heart of the bill is to make this attractive to other communities and to have a Guaranteed State match. The suburban towns are interested in the correction of the pending discussion. There would be no money allowed for turf fields. Piper Lane House Parcel was discussed. He noted the missing of the

frontage. He felt we needed to go back to remedy this. Jon spoke about Windsor Ave Building and Dean's request to build two community meeting spaces. Jon felt we needed to get space at the schools, and noted Dean said that community Ed had not cooperated. Jon outlined the rooms available at the school when he went and toured the school. There is a janitor all night and that we need to vet with Dean when we have this space available as opposed to \$600,000 for two meeting spaces.

Mike asked about the match issue and asked if CPC had an amount of money to have available. He asked why they do not spend it all. Jon said that the history of the committee is to call them as they see them.

Lauren asked about the percentage that goes to open space, housing, etc, and if we roll money over for next year does that jeopardize the program.

Peter said the vetting process is valuable, there is criteria and asked how much money we have available to fund this years proposals \$732,763 and the State funds of \$250,473 and standing CPA fund after the Town Meeting of \$580,266 and the open space balance of over 1Million. Terra asked for a split for were the money has gone for housing, recreation, historic buildings.

CEMETERY COMMISSIONER'S ANNUAL OVERSIGHT MEETING

Bill Klauer and Brewster Conant were present. Bill went over their duties and discussed the good job staff is doing. Bill discussed how the money is expended toward the operation of the cemeteries. They hope that the increase in the stock market will bring the trust fund to a funding level where they can be more comfortable. Right now it is down significantly.

Bill spoke about the roadways and their conditions and settlement of the roads beginning to give way and they don't have the funding to maintain them. They are applying to list our three cemeteries on the National Register of Historic Places.

Terra asked about the dog fines and Bill said they have not had any problems of late. Terra asked about the use of cemetery –owned forest and other lands that have been reserved for future cemetery use. She wanted to check in and make sure the Cemetery Commissioners would be in the loop when discussing future recreation uses and other development of Morrison Farm which is adjacent to the cemetery.

ECONOMIC DEVELOPMENT OVERSIGHT MEETING

The EDC was present to discuss their oversight committee. They are looking at ways to help the businesses we already have in town. They had teams put together with tasks and they are meeting bi-monthly. They have had their demographics committee develop information with the purpose of putting the information in one place. The information we have on Acton is in planning now and asked that it be sent to other Boards for their input. What they would like to see is all the information being tied to a common link. They are marketing Acton and the information is brand new. They have given it to the Chamber of Commerce to

review. The Chamber will send the survey their members. Planning suggested that they include transportation questions, need, etc. it is in draft form.

Sara Fletcher from the Chamber noted that they have always had a good working relationship with EDC. She feels the marketing survey is a good place to start and they will go from there.

Doug talked about what they have been doing to get up and running, and the next wave is supporting existing business and supporting businesses moving to Acton. They want to be alerted regarding any proposed commercial development in the future. They want to come back through the liaison to get a temporary team to work on those issues.

Terra noted the reason they broke off into committees was because some of them were ready before others.

Lauren asked if Ann Sussman reached out to them for the workshop on Kelley's Corner -- they said she had. Lauren wanted to see them work on attracting development for parcels where we have been trying to encourage redevelopment., She felt they are on track to get redevelopment of some existing sites. She felt the Town's people will tell us what they want to see in Acton when we begin to do the new Comprehensive Community Plan.

Peter spoke about the Day Care, it did not need a site plan and we too were surprised. Peter asked about counseling business owners.

SELECTMEN'S BUSINESS

ALG UPDATE/BUDGET UPDATE

No special town meeting this fall. At the last ALG meeting the budget would be constructed reflecting a 0%, 3% or 5% budget. Paulina asked that the board give their input on unfunded programs and asked the Board to reply to the e-mail that Paulina will send and to have them send a united letter from the Town and Schools to Cory Atkins. Peter spoke about the option for towns to increase the meals and hotel tax. He recommends that we explore it as an option given the difficult budgetary times. Even if we choose not to do it, we should know what it would or wouldn't do to our revenues and what would be the impact to the businesses.

SELECTMEN'S REPORTS

MMA and Health Insurance Trust --Peter noted he also went to the MMA breakfast with Steve and he noted that the State had the best economists gathered to predict this year's revenues, and they were wrong. They missed the mark and it makes it difficult to deal with it on the local level. Health Insurance Trust --they continue to monitor the expenses of the trust.

Acton Public Schools/ABRSD--Lauren reported that at their last meeting the Acton Public schools meeting enrollments were discussed. There are 47 students predicted above what they expected. Kindergarten enrollment was to settle off but will not with the increased kindergarten numbers. They will be going into contractual discussion and that is presently what is going on with the schools.

Water Resource Advisory Committee is working on the bylaw to prevent storm water. They need members. Lauren spoke about the community planning for Kelly's corner and is on the town web site. WANT met and discussed septic system and waste water and how it interacts with the ground water. It was well attended. They need to talk more about septic systems and their operations under title 5. WRAC will need to have bylaws on the Annual Town meeting Terra spoke about the land that she is to be working on with Peter Ashton and asked for legal support.

Mike noted that COA is drafting language to change the number of members and terms. Transportation Grants were discussed as they related to other towns. We want them to join in and have them go back to their communities for funding.

FINAL DRAFT BOARD HANDBOOK

The Task was to put together existing town policies in an effort to incorporate it so that all boards and committees have the same information and policies. Bob Ingram noted the posting of meetings section. Terra asked about what a liaison is according to the handbook. PETER BERRY – Moved to make the modification by the adding of the annual calendar and conducting hearings. MIKE GOWING – second. 4-1 Terra yes with reservations. Motion Passed UNANIMOUS

It was asked how often the handbook should be reviewed. It was suggested at the first board meeting when the new officers are elected that they review and see if it is what the committee/board wants. TERRA FRIEDRICHS – Moved to endorse the review policy. MIKE GOWING – second. UNANIMOUS VOTE

POWDER HOUSE, HISTORICAL COMMISSION, POSSIBLE CPC FUNDING

Bill Klauer representing the HC spoke of the future of the Powder House. It was moved to its current location in 1936. Bill said that they have looked into the options of moving it to Main/High Street. He asked for the Board's sanction. Terra said it was more a concept at this point, as they don't have financials. Peter was in favor of putting a place holder for CPC so all the details could be answered. It was noted that this a timing issue.

OTHER BUSINESS

None

CONSENT

LAUREN ROSENZWEIG – Moved to approve the Agenda items PETER BERRY– second UNANIMOUS VOTE. . – Terra asked about the cost of the plowing

EXECUTIVE SESSION

LAUREN ROSENZWEIG – Moved to open the Public Meeting go into Executive Session for the purpose of discussing contract negotiations. Roll Call was taken, All Ayes and to adjourn to go into Regular Session at 7:00 in room 204

Christine Joyce, Recording Secty

Lauren A. Rosenzweig
Clerk
Date: 12/21/09

BOARD OF SELECTMEN & SEWER COMMISSIONERS'

MEETING AGENDA

Francis Faulkner Hearing Room

November 2, 2009

7:00 PM

EXECUTIVE SESSION, 6:00 P.M. – 7:00 P.M. ROOM 126

6:00 P.M. EXECUTIVE SESSION, TO DISCUSS NEGOTIATIONS

I. CITIZENS' CONCERNS

II. PUBLIC HEARINGS AND APPOINTMENTS

1. 7:00 CHAIRMAN'S UPDATE

The Chair will briefly update the Board on Topics of interest

2. 7:15 OPERATIONAL MINUTE

The Town Manager will provide a brief report on topics of interest

3. 7:25 SOUTH ACTON TRAIN STATION COMMITTEE OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

4. 7:40 ASSESSORS ANNUAL OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

5. 8:00 COMMUNITY PRESERVATION COMMITTEE OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

6. 8:15 CEMETERY COMMISSION OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

7. 8:30 ECONOMIC DEVELOPMENT OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

III SELECTMEN'S BUSINESS

8. ALG UPDATE / BUDGET UPDATE

No materials enclosed

9. SELECTMEN'S REPORTS

Members will update the Board on committees and meetings attended

10. FINAL DRAFT OF THE "BOARD HANDBOOK" FOR DISCUSSION

Enclosed please find materials in the subject regard for Board consideration

11. POWDER HOUSE, HISTORICAL COMMISSION, POSSIBLE CPA FUNDING

No materials enclosed

12. OTHER BUSINESS

IV CONSENT AGENDA

13. PRIVATE WAY PLOWING PETITIONS 2009-2010 WINTER SEASON

Enclosed please find materials in the subject regard

14. DISCLOSURE OF FINANCIAL INTEREST, ACTON BOXBOROUGH CULTURAL COUNCIL

Enclosed please find a disclosure document in the subject regard

15. DISPOSAL OF OBSOLETE MATERIALS, ACTON MEMORIAL LIBRARY

Request for disposal in the subject regard

V. EXECUTIVE SESSION

6:00 P.M. EXECUTIVE SESSION, TO DISCUSS NEGOTIATIONS

Please find materials in the subject regard

ADDITIONAL INFORMATION

Enclosed please find additional correspondence that is strictly informational and requires no Board action

FUTURE AGENDAS

To facilitate scheduling for interested parties, the following items are scheduled for

November 16

December 7 & 21

MINUTES PENDING VOTES

October 5 & 19, 2009

PENDING COMMITTEE APPOINTMENTS

Adam Hoffman – Board of Appeals has been interviewed by VCC and suggested Alternate on BOA to Liaison and ZBA Chair for final approval

Ronald Rose – Historic District Commission, Design Review – his application has been sent to VCC and interviewed by VCC

Betsy Fowler – Cemetery Commissioner – Out for review with the Board liaison and CC chairman for final approval

Peter Shanahan – WRAC – sent to VCC for Interview

Tom Arnold – Conservation or Land Committee – Sent to VCC for Interview

Revised to reflect that the meeting was not televised.

SPECIAL SELECTMEN'S MEETING, 12:00 NOON

November 14, 2009

Room 121

12:00 P.M.

Present: Paulina Knibbe, Terra Friedrichs. and Mike Gowing, Town Manager
Ledoux.. The meeting was not televised.

CITIZENS' CONCERNS

NONE

CHAIRPERSON'S UPDATE

NONE

OPERATIONAL MINUTE

NONE

PUBLIC HEARINGS & APPOINTMENTS

ONE DAY LIQUOR LICENSE, TEMPLE BETH ELOHIM

TERRA FRIEDRICHS – Moved to approve the Temple's request for a one day
liquor license in conjunction with their fund raising Comedy Night. MICHAEL
GOWING – second UNANIMOUS VOTE..

SELECTMEN'S BUSINESS

NONE

SELECTMEN'S REPORTS

NONE

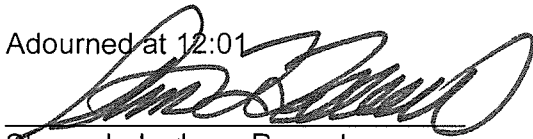
OTHER BUSINESS

NONE

CONSENT

EXECUTIVE SESSION

Adourned at 12:01


Steven L. Ledoux, Recorder


Clerk

Date: 12/21/09

BOARD OF SELECTMEN & SEWER COMMISSIONERS'

November 16, 2009

7:00 PM

EXECUTIVE SESSION, 6:30 P.M. – 7:00 P.M. ROOM 126

Present: Paulina Knibbe, Peter Berry, Lauren Rosenzweig, Terra Friedrichs and Mike Gowing. Town Manager Ledoux was present. Recording Secty; Christine Joyce, Meeting was televised once the Board moved into Regular Session

Ms. Knibbe - Moved to open regular meeting only to go into Executive Session. Ms. Rosenzweig – second.

Ms. Rosenzweig - Moved to enter Executive Session for the purpose of Real Estate negotiations. ROLL CALL taken – All AYES. and to come out of Executive Session to go into Regular Session in the Faulkner Hearing Room.

CITIZENS' CONCERNS

None stated

PUBLIC HEARINGS AND APPOINTMENTS

CHAIRMAN'S UPDATE

Ms. Knibbe announced that the Water Resource Committee will be conducting a storm water bylaws review meeting.

OPERATIONAL MINUTE

Steve said we are still in holding pattern for H1N1. The nursing service has conducted a young children clinic.

Steve discussed the Suburban Mobility Program for the Shuttle and other services. RFP' have been reviewed and Steve is trying to get this grant facilitated.

BRIAN RICHTER, 9/11 MEMORIAL PLANNING

Ms. Rosenzweig recused herself. Brian Richter outlined the plan to acquire the two pieces of the Trade Center steel. They want to use it to construct a memorial in front of the PSF and Chief Craig and Widmayer and they are in agreement. They hope to have pentagon shape as the base and the steel coming out of it and have spoken to Architectural Board and they feel it did not need to be handicapped accessible.

Mr. Berry - Moved to support the efforts brought forward to obtain the steel from NY and to move forward with the memorial. Ms. Friedrichs - second. UNANIMOUS VOTE

ACTON FARMERS MARKET UPDATE

Ms. Knibbe asked about the Windsor Building shed--it is available and does not see any reason to deny the use for Farmer's Market storage.

Ms. Rosenzweig attended the Market and was very happy with the successfulness of this Market.

Mr. Berry noted that the board had gotten many emails in support of the Market. Both Chiefs have no problem with the Market continuing next year

Mr. Gowing noted that the first day was jammed.

Ms. Friedrichs said congratulations and asked about the reuse of the building at Windsor. Ms. Knibbe - Moved to approve another year as well as the May early market, and further that we approve use of the shed. Ms. Rosenzweig – second. UNANIMOUS VOTE

CONSERVATION COMMISSION/LAND STEWARDSHIP COMMITTEE, OVERSIGHT MEETING

Terry Maitland Chair of ConsCom presented and noted the other members in the audience. The committee needs a Full Member. Tom Tidman is wonderful to work with. They discussed the Open Space Committee that Andy Magee is managing. They have a job to protect wetlands and they have had less activity and fewer projects all year. Terry noted set back distances to wet lands. They do not like to work with 40B projects because the developers don't have to adhere with town regulations.

Ms. Rosenzweig asked about the compliance, they need to meet the States setback. Mr. Maitland discussed that we have a good bylaw that allows us to uphold decisions.

Ms. Friedrichs asked about water runoff and the cumulative effects. Ms. Friedrichs asked that we have an excel sheet for each area.

Mr. Gowing asked about wetlands on the border of two towns, and do the other communities have similar bylaws? Terry replied that we only rule on land within our Town's borders.

Mr. Gowing also noted the storm water issues mandated by the State.

They are down a member and will send note to VCC to look for a member.

The Land Stewardship group is working with 1,600 acres of town owned lands. A slide show was given on the duties of the Committee. Mr. Snyder Grant discussed the Mission Statement they have developed. They need more members. There is some new land at Robbins Mill Land which will come over to the town under the Planning Board decision.

Mr. Berry said they do a great job and the trails are in great shape. Mr. Maitland was asked how they fit in with Town boards. He replied that currently the Land Stewardship Committee was a subcommittee of the Conservation Commission. Mr. Berry said we need to have them go through VCC and adhere to the Open Meeting Law.

Ms. Rosenzweig spoke about the Blue Bird Boxes and the return of the Blue Birds.

Ms. Friedrichs hoped the Trail through Time project will continue. Ms. Friedrichs asked about invasive plants and what we need to do to properly dispose of them. Terra asked about the Powder House and an option was to put it on the canoe landing and did not know about set backs. Jim noted there was a restrictive covenant on the canoe landing which allowed them to maintain the canoe launch but did not allow buildings.

COUNCIL ON AGING OVERSIGHT MEETING

Barbara Tallone and Charlie Arronson presented an overview on what the COA does. They also discussed the expansion committee. It was determined that a new building would be needed. In the interim they have reconfigure space and have moved the computers to the dining room. The old flooring was carpet and had rips and now they have a safe new wood floor. Friends of Council provide aid for trips and activities. They have been trying to open up communication to bring the COA and needs to the public. Carol Steiner and Laura Dusharm have been integral for the elders in Acton.

Mr. Gowing asked about the Wish List and improvements for safety and asked that the list be prioritized.

Ms. Friedrichs asked that we need to have a running tab on what we are spending money on.

Membership is full and they will have an article for Annual Town Meeting to change the charter to allow them to have longer terms to be staggered.

SENIOR TAXATION COMMITTEE OVERSIGHT MEETING

Peter Ashton updated the board on the scope of things that they have been doing over the last year. The primary function is to maintain this Voluntary fund. They fill in some gaps. They bring in 10 to 15 thousand per year. They monitor the senior tax relief and investigate Home Rule Petitions and Bills that are important to the town.

COMMUNITY PRESERVATION COMMITTEE PRESENTATION

Ms. Friedrichs said will leave the room for discussion of the Windsor Building as her father is an abutter to the property. Terra said that she believes that the "leave the room" requirement is a violation of her rights to witness public discussion under the Open Meeting Law, but since she hasn't had time to get a ruling from the state, she'll leave the room. But that she intends to get a formal ruling from the state to make sure that the Town is not violating her rights

Bill Klauer updated the board on the revised estimate and other issues surrounding the moving of the house.

Mr. Berry said it looked like we had \$800,000 available and requests over that amount. We need to know how the house would travel and we need to find that out before we recommend to the CPC. Ms. Knibbe asked about the moving of the building would be eligible for funds. Bill said that foundation would not be covered with CPC funds.

Ms. Friedrichs wanted to wait until we got newer numbers from Bill Klauer.

Ms. Friedrichs – Moved to the next step to send it CPC, Mr. Berry - second for discussion. Mr. Gowing said let it be the CPC as the final decision maker. Ms. Rosenzweig was comfortable supporting sending to CPC. 4-1 Ms. Knibbe, NAY, Motion Passes

Ms. Rosenzweig- Moved to pass the town hall window restoration to CPC. Mr. Gowing - second. UNANIMOUS VOTE

468 Main Street – Windows Project, Mr. Gowing asked about the windows in the second floor. Dean said they will replace the casement windows on the second floor and the windows on the first floor. Ms. Rosenzweig – Moved to pass the 468 Window project to the CPC. Mr. Gowing – second. UNANIMOUS VOTE

After discussion – the Board took a poll to determine order of preference to pass along to the CPC.

Priority = 1. Town Hall Windows
 2. 468 House Windows
 3. Windsor Building Restoration
 4. Power House relocation

The Board suggested that Open Space set up funds to preserve Open Space
Ms. Rosenzweig recommends acquisition funds be the first priority for CPC

Windsor Building updates – Mr. Berry discussed the meeting room issue with the Schools, he asked if Dean had spoken to the Schools. He thinks we need to focus on the fact this is a historical restoration.

Ms. Rosenzweig outlined the need to save this historical building.

Ms. Knibbe noted she had spoken to the Schools about using their facilities and noted that there is a lot of space at the Schools. Ms. Knibbe said we need to preserve to make it safe; she would be in favor of doing anything we can do to address only things that have deteriorated. Mr. Berry asked about the \$168,000 and electrical and mechanicals, Dean said no they were not included in that amount. Ms. Knibbe asked about the condition of the building. Dean said it needs paint and noted that we need to move ahead and maintain the buildings we have.

Mr. Gowing noted the 468 building was done inexpensively. Mr. Gowing noted we could make the doors faux until later. Ms. Rosenzweig - Moved that we recommend and prioritize with the full \$168,000 exterior restoration and go through the vetting process with CPC. Mr. Gowing – second UNANIMOUS VOTE

ALG UPDATE / BUDGET DISCUSSION

Ms. Knibbe discussed the report of cost savings and we need numbers and we need to sort them out. We are doing many of the things suggested already and many big ticket items are for negotiation, some of these need more review.

Ms. Friedrichs noted this was a great study.

SELECTMEN'S REPORTS

Ms. Friedrichs updated the board on the EDC's questionnaire. It was too large so they will borrow recreations Survey Monkey software to reformat it. Ms. Friedrichs updated the handicapped survey which seeks to find out our needs locally and specifically to help in disaster events.

Ms. Rosenzweig said we were working on planning regional transportation with MAGIC TOWNS and study how best to establish service that would go town to town to serve residents. They are also looking into having a rail trail along the Central Middlesex line that would also be able to accommodate other transportation such as a light rail or other energy efficient shuttle vehicle. Ms. Rosenzweig said it has been working in other states to use these trails for multi-modal uses.

Ms. Rosenzweig attended meetings with Representative Atkins about the situation of State Aid and more cuts possible may be happening and that we should plan our budgets accordingly. Cuts in State Aid in the range of 10-15% are likely. Both schools and town will have to make up for funding that was cut in the 9 C cuts.

Rep Atkins requested that the town list all unfunded mandates and reports that we are required to perform for the state. We should prioritize which ones are the most onerous. She would like this sent to her office by November 30th.

Planning Board is willing to oversee the Comprehensive Community Plan. They will appoint a committee and coordinate and review this process.

TAC wants to come to the BOS regarding train station.

Ms. Rosenzweig discussed the forum at the schools that was conducted by Cory Atkins.

WANT meeting at the senior center at 7:00 brainstorming all the issues septic vs. sewers and they want to get all the items needed for discussion listed so they can plan the best way to proceed toward a solution.

Mr. Berry spoke about the application for demolition of two buildings on School Street. The buildings have been deteriorating and asked how the bylaw handles this in the historic districts.

Tulip tree is going to stay and they have an easement that we will landscape. Mr. Berry thanked Michael Klinger the homeowner for his cooperation and willingness to put the sidewalk on his property, thereby allowing both safe passage, and the saving of the tree.

GAB is working on green issues and expediting certain green company permitting. They want us to approve of the smart growth currently at the State House.

Sidewalk Committee has made 4 more recommendations.

LILLIAN ROAD – BULETTE DRIVE PROPOSED 40B (REVISED)

Nancy Tavernier was present to discuss this 40B, and to give an overview of what is happening. ACHC is noted that the increase in units recommended by Mass Housing. This project has confusion of whether it has been filed, and they don't know who the developer is. This will be filed with the State and need to be ready to jump on it. The site is too dense for four units. Under the current configuration it is time to draw a line in the sand Mass Housing is pushing hard to increase the unit numbers. She asked that the town express surprise that they would ask for more density to Mass Housing. Ms. Rosenzweig said we should appoint someone to speak with Mass Housing and to send them our policy. She noted the Town would be willing to have the housing at the original proposal for number of units, which was 2 units plus the existing house. One house would be designated affordable. Mr. Berry was asked to interface with Mass Housing

W. R. GRACE LATEST ENVIRONMENTAL PROTECTION AGENCY COMMENTS

Mary Michelman reported that WR Grace's report on the levels of manganese in the water remediation contain some data points that are "outliers". The levels measured in the other wells are more reflective of the actual levels, and they should conduct remediation to the level that would produce safe and clean drinking water, following the recommended formula. Mary asked the town (health department) to write a letter supporting ACES' findings that the data for manganese is skewed and should be re-done, as well as insist strongly that they require removal of manganese to safer levels.

OTHER BUSINESS

None

CONSENT AGENDA


Terra hold minutes of the 19th

Ms. Rosenzweig - Moved to approve Consent Agenda with the exception of item 14 (Minutes of 10/19) Mr. Berry – second. UNANIMOUS VOTE

Ms. Rosenzweig – Moved to accept minutes of October 19. Mr. Gowing – Second. UNANIMOUS VOTE

(note: Minutes have been changed to reflect all Ms.Friedrichs additions 11/18/09

Christine Joyce, Recording Secty


Clerk
Date: 12/21/09

BOARD OF SELECTMEN & SEWER COMMISSIONERS'

MEETING AGENDA

Francis Faulkner Hearing Room

November 16, 2009, 7:00 P.m.

EXECUTIVE SESSION, 6:30 P.M. – 7:00 P.M. ROOM 126

6:30 P.M. EXECUTIVE SESSION, TO DISCUSS REAL ESTATE NEGOTIATIONS

I. CITIZENS' CONCERNS

II. PUBLIC HEARINGS AND APPOINTMENTS

1. 7:05 CHAIRMAN'S UPDATE

The Chair will briefly update the Board on Topics of interest

2. 7:10 OPERATIONAL MINUTE

The Town Manager will provide a brief report on topics of interest

3. 7:20 BRIAN RICHTER, 9/11 MEMORIAL PLANNING COMMITTEE

ISSUE: Proposed Memorial presentation

4. 7:30 ACTON FARMERS MARKET UPDATE

ISSUE: Contract for next year/and potential use of the Windsor Ave.
Building

**5. 7:45 CONSERVATION COMMISSION AND LAND STEWARDSHIP
COMMITTEE OVERSIGHT MEETING**

ISSUE: Annual Oversight Meeting

6. 8:15 COUNCIL ON AGING OVERSIGHT MEETING

ISSUE: Annual Oversight Meeting

7. 8:30 SENIOR TAX RELIEF TAX AID COMMITTEE

ISSUE: Annual Oversight Meeting

8. 8:40 COMMUNITY PRESERVATION COMMITTEE PRESENTATION

ISSUE: Proposed CPC's Projects

III. SELECTMEN'S BUSINESS

9. ALG / FY10 BUDGET UPDATE

Enclosed please find materials in the subject regard

10. SELECTMEN'S REPORTS

Update on Committees and meetings attended

11. LILLIAN ROAD – BULETTE DRIVE PROPOSED 40B (REVISED)

Enclosed please find materials in the subject regard

12. W.R. GRACE – LATEST ENVIRONMENTAL PROTECTION AGENCY (EPA) COMMENTS FOR DISCUSSION – MARY MICHELMAN

No materials enclosed

13. OTHER BUSINESS

IV. CONSENT AGENDA

14. BOARD OF SELECTMEN'S MINUTES OF OCTOBER 19, 2009

Enclosed please find Regular and Executive Session Minutes

15. ACCEPT GIFT, RECREATION DEPARTMENT

Enclosed please find a gift of \$678.22 from the A/B Youth Baseball group to sponsor Wally the Red Sox Mascot at Winter Carnival

16. COMMITTEE APPOINTMENT, ALTERNATE MEMBER, BOARD OF APPEALS, ADAM HOFFMAN, TERM TO EXPIRE 6/30/12

Enclosed please find materials in the subject regard

17. COMMITTEE APPOINTMENT, REGULAR MEMBER, RECREATION COMMISSION, ELIZABETH PAYNE, TO FILL THE UN-EXPIRED TERM OF RON SCHLEGEL TO 6/30/12)

Enclosed please find materials in the subject regard

18. COMMITTEE APPOINTMENT, REGULAR MEMBER OF THE CEMETERY COMMISSIONERS, BARBARA WALSH TO FILL THE UNEXPIRED TERM OF LES GERHARDT, TO EXPIRE 6/30/11

Enclosed please find materials in the subject regard

19 ONE DAY LIQUOR LICENSE, MERRIAM SCHOOL HOLIDAY PARTY, CHURCH OF THE GOOD SHEPHERD

Enclosed please find materials in the subject regard

20. DISPOSAL OF OBSOLETE MATERIALS, MEMORIAL LIBRARY

Enclosed please find materials in the subject regard

V. EXECUTIVE SESSION

EXECUTIVE SESSION, 6:30 P.M. – 7:00 P.M. ROOM 126

ADDITIONAL INFORMATION

Enclosed please find additional correspondence that is strictly informational and requires no Board action.

FUTURE AGENDAS

To facilitate scheduling for interested parties, the following items are scheduled for discussion on future agendas. This is not a complete agenda.

NOVEMBER 30

DECEMBER 7 & 21

JANUARY 11 & 25, 2010

MINUTES PENDING VOTES

November 2, 2009

PENDING COMMITTEE APPOINTMENTS

Adam Hoffman –Board of Appeals has been interviewed by VCC and suggested Alternate on BOA to Liaison and ZBA Chair for final approval (on for 11/16)

Dennis Loria – Green Advisory Board, Associate sent to VCC for interview/recommendation

Tom Arnold – Conservation or Land Committee – Sent to VCC for Interview